

3:30 P.M., Ohio County Community Center, Hartford, Ky

Meeting called to order by Judge Executive David Jones. Prayer by Magistrate Jason Bullock. Pledge to the American flag.

Those present were as follows:

| | |
|-------------------|-----------------------|
| David G. Jones | Judge Executive |
| Gregory B. Hill | County Attorney |
| Cheryl Morris | Fiscal Court Clerk |
| Hayward D. Minton | Absent |
| Jason Bullock | Magistrate District 2 |
| Richard Robinson | Magistrate District 3 |
| Larry Keown | Magistrate District 4 |
| Bill Burden | Magistrate District 5 |

Motion made by Esq. Burden that the Court approve the minutes of the regular meeting on August 4, 2009 as presented. (on file in Fiscal Court Order Book, Clerk’s office)

The motion was seconded by Esq. Robinson and after discussion of said motion the vote being called for was as follows:

| | |
|----------|--------|
| Minton | Absent |
| Bullock | Yes |
| Robinson | Yes |
| Keown | Yes |
| Burden | Yes |
| Jones | Yes |

And said motion was unanimously adopted, and it is so ordered.

Motion made by Judge Jones that the Court approve the bills, claims, payments and transfers as presented, but to note a change on page 9 of the bills regarding a claim payable to Dewayne’s Body Shop; that is changed to be paid to Rebecca Fulton in the amount of \$437.08 (copy on file, Clerk’s office).

The motion was seconded by Esq. Keown and after discussion of said motion the vote being called for was as follows:

| | |
|----------|--------|
| Minton | Absent |
| Bullock | Yes |
| Robinson | Yes |
| Keown | Yes |
| Burden | Yes |
| Jones | Yes |

And said motion was unanimously adopted, and it is so ordered.

Judge Jones opens the public hearing regarding the permanent closing of C-620 Daniels Mine road. Those attending for the hearing signed in (copy of attendance sheet attached). The Judge’s office did not receive any written or verbal objections or comments from the public prior to the hearing. Ron Blandford, Terry Wilson, Kenny Autry and Dan Zielinski voiced their objections of the road closing to the Court. Viewer’s reports were submitted (copies attached). Discussion ensued. Judge Jones closes the public hearing.

Motion made by Esq. Bullock that the Court approve to permanently close C-620 Daniels Mine road.

The motion was seconded by Esq. Robinson and after discussion of said motion the vote being called for was as follows:

| | |
|----------|--------|
| Minton | Absent |
| Bullock | Yes |
| Robinson | Yes |
| Keown | No |
| Burden | Yes |
| Jones | Yes |

Said motion having carried four (4) to one (1), with one (1) abstention, it is so ordered.

Motion made by Judge Jones that the Court approve the Treasurer’s Financial Statement for the month of July 2009 as presented (copy on file in Clerk’s office).

The motion was seconded by Esq. Burden and after discussion of said motion the vote being called for was as follows:

| | |
|----------|--------|
| Minton | Absent |
| Bullock | Yes |
| Robinson | Yes |
| Keown | Yes |
| Burden | Yes |
| Jones | Yes |

And said motion was unanimously adopted, and it is so ordered.

Motion made by Judge Jones that the Court approve the second reading and adoption of Ordinance 2010-1-A - Budget Amendment (copy attached).

The motion was seconded by Esq. Burden and after discussion of said motion the vote being called for was as follows:

| | |
|----------|--------|
| Minton | Absent |
| Bullock | Yes |
| Robinson | Yes |
| Keown | Yes |
| Burden | Yes |
| Jones | Yes |

And said motion was unanimously adopted, and it is so ordered.

Motion made by Judge Jones that the Court keep the current rate of 6.8% per \$100 assessed value for the 2009 property tax rate.

The motion was seconded by Esq. Bullock and after discussion of said motion the vote being called for was as follows:

Judge Jones withdrew his motion and Esq. Bullock withdrew his second.

Motion made by Judge Jones that the Court approve the compensating rate of 6.7% per \$100 assessed value for the 2009 property tax rate.

The motion was seconded by Esq. Keown and after discussion of said motion the vote being called for was as follows:

| | |
|----------|--------|
| Minton | Absent |
| Bullock | Yes |
| Robinson | Yes |
| Keown | Yes |
| Burden | Yes |
| Jones | Yes |

And said motion was unanimously adopted, and it is so ordered.

Motion made by Judge Jones that the Court approve Official Order #105316 from the Kentucky Transportation Cabinet making specific changes in the State Primary Road System relative to the bridge structure, approaches and right-of-way of CR-1032 Cane Ford Lane bridge (copy attached).

The motion was seconded by Esq. Keown and after discussion of said motion the vote being called for was as follows:

| | |
|----------|--------|
| Minton | Absent |
| Bullock | Yes |
| Robinson | Yes |
| Keown | Yes |
| Burden | Yes |
| Jones | Yes |

And said motion was unanimously adopted, and it is so ordered.

Motion made by Esq. Keown that the Court approve Official Order #105392 from the Kentucky Transportation Cabinet making specific changes in the State Primary Road System relative to the bridge structure, approaches and right-of-way of CR-1012 Dundee Narrows Road bridge (copy attached).

The motion was seconded by Esq. Robinson and after discussion of said motion the vote being called for was as follows:

| | |
|----------|--------|
| Minton | Absent |
| Bullock | Yes |
| Robinson | Yes |
| Keown | Yes |
| Burden | Yes |
| Jones | Yes |

And said motion was unanimously adopted, and it is so ordered.

Motion made by Judge Jones that the Court adopt the following rental policy for the Ohio County Community Center Auditorium and Multi-Purpose Room:

OHIO COUNTY FISCAL COURT
RENTAL POLICY FOR AUDITORIUM AND MULTI-PURPOSE ROOM.
Adopted August 25, 2009

RENT

Rental cost for auditorium is \$75.00 for first four (4) hours; \$8.00 per hour thereafter.
Rental cost for multi-purpose room is \$35.00 for first four (4) hours; \$8.00 per hour thereafter.

You must be 21 years of age to rent.

A contact phone number must be provided when rental is made.

SECURITY

Rentals on Saturday and Sundays will require an additional security fee. Security rate is \$10.00 per hour with a minimum of one (1) hour. This is in addition to the rental fee.

Rentals on Monday thru Friday may require an additional security and will be the decision of the Ohio County Judge/Executive.

Please be aware security cameras are located on each floor located as various locations. Taping occurs 24 hours per day 7 days per week.

PAYMENT

Rental and Security are to be pre-paid 24 hours in advance. Payment is to be made at the Ohio County Treasurers Office during business hours; Monday thru Friday 8:00 a.m. to 4:00 p.m.

RULES

1. All tables and chairs must be placed back in original position.
2. Spot cleaning of messy places on floors and floor swept.
3. Trash removed from containers and placed in hallway.
4. All spills and sinks cleaned out in kitchen.
5. No tobacco or alcohol products in building. If alcohol is suspected, The Ohio County Sheriff or State Police will be called.
6. Please keep children from running in the building.
7. Children will not be allowed to play with the piano or sound equipment.
8. Children are not allowed to play in the foyer, bathrooms or hallways.
9. All rentals will end by 12:00 a.m.
10. All tables and serving tables will need to be washed off.
11. No sitting on the tables.
12. All decorations and equipment will need to be removed at close of the rental, extra charge if decorations have to be taken down by staff.
13. Thumbtacks push pins, nails and other objects to make holes in the walls are not allowed.

The motion was seconded by Esq. Burden and after discussion of said motion the vote being called for was as follows:

| | |
|----------|--------|
| Minton | Absent |
| Bullock | Yes |
| Robinson | Yes |
| Keown | Yes |
| Burden | Yes |
| Jones | Yes |

And said motion was unanimously adopted, and it is so ordered.

Motion made by Judge Jones that the Court approve a Resolution of the Ohio County Board of Health establishing public health tax rate in the year of 2009 for Ohio County Public Health Taxing District (copy attached).

The motion was seconded by Esq. Robinson and after discussion of said motion the vote being called for was as follows:

| | |
|----------|--------|
| Minton | Absent |
| Bullock | Yes |
| Robinson | Yes |
| Keown | Yes |
| Burden | Yes |
| Jones | Yes |

And said motion was unanimously adopted, and it is so ordered.

Motion made by Judge Jones that the Court rescind a previous order of the court at the special call meeting on July 21, 2009 promoting Ronald Tyler from seasonal to permanent full-time employee and reclassify Ronald Tyler as a seasonal worker at the Ohio County Road Department.

The motion was seconded by Esq. Robinson and after discussion of said motion the vote being called for was as follows:

| | |
|----------|--------|
| Minton | Absent |
| Bullock | Yes |
| Robinson | Yes |
| Keown | Yes |
| Burden | Yes |
| Jones | Yes |

And said motion was unanimously adopted, and it is so ordered.

Motion made by Judge Jones that the Court approve the auditor’s recommendation requesting the County Clerk’s office to submit individual time sheets for all employees effective 7-1-09.

The motion was seconded by Esq. Burden and after discussion of said motion the vote being called for was as follows:

| | |
|----------|--------|
| Minton | Absent |
| Bullock | Yes |
| Robinson | Yes |
| Keown | Yes |
| Burden | Yes |
| Jones | Yes |

And said motion was unanimously adopted, and it is so ordered.

Motion made by Judge Jones that the Court approve the following pay rates for County Clerk Bess Ralph’s employees effective retroactive to August 17, 2009:

| | | | |
|----------------------|------------|-------------------|---------------|
| Deborah C. Arbuckle | \$13.01/hr | Deborah A. Beatty | \$540/week |
| Becky Pogue | \$10.75/hr | Shannon Frady | \$10.75/hr |
| Elizabeth J. Taylor | \$10.75/hr | Ann H. Howell | \$10.75/hr |
| Peggy Suzanne McEuen | \$13.01/hr | Jimmie McGrew | \$520.40/week |
| Mildred E. Wright | \$540/week | | |

The motion was seconded by Esq. Keown and after discussion of said motion the vote being called for was as follows;

| | |
|----------|--------|
| Minton | Absent |
| Bullock | Yes |
| Robinson | Yes |
| Keown | Yes |
| Burden | Yes |
| Jones | Yes |

And said motion was unanimously adopted, and it is so ordered.

Motion made by Judge Jones that the Court approve to extend the line of credit an additional \$300,000 with the Bank of Ohio County which will be utilized to fulfill the obligations of the KYDOT contract for the disaster cleanup work; contingent upon a favorable outcome at a meeting to be held on August 26, 2009 with the Kentucky Transportation Cabinet/Department of Highways.

The motion was seconded by Esq. Keown and after discussion of said motion the vote being called for was as follows:

| | |
|----------|--------|
| Minton | Absent |
| Bullock | Yes |
| Robinson | Yes |
| Keown | Yes |
| Burden | Yes |
| Jones | Yes |

And said motion was unanimously adopted, and it is so ordered.

Motion made by Judge Jones that the Court approve a Resolution modernizing the procedures for the collection of delinquent tax claims (copy attached).

The motion was seconded by Esq. Burden and after discussion of said motion the vote being called for was as follows:

| | |
|----------|--------|
| Minton | Absent |
| Bullock | Yes |
| Robinson | Yes |
| Keown | Yes |
| Burden | Yes |
| Jones | Yes |

And said motion was unanimously adopted, and it is so ordered.

Motion made by Judge Jones that the Court approve to pay Deputy Steve Boone \$3,500 for the loss of his police cruiser which caught on fire and was completely destroyed.

The motion was seconded by Esq. Keown and after discussion of said motion the vote being called for was as follows:

| | |
|----------|--------|
| Minton | Absent |
| Bullock | Yes |
| Robinson | Yes |
| Keown | Yes |
| Burden | Yes |
| Jones | Yes |

And said motion was unanimously adopted, and it is so ordered.

Motion made by Esq. Keown that the Court approve to pay an additional \$5,000 to the Ohio County Firefighter’s Association from the Community Contribution budget account.

The motion was seconded by Esq. Robinson and after discussion of said motion the vote being called for was as follows:

| | |
|----------|--------|
| Minton | Absent |
| Bullock | Yes |
| Robinson | Yes |
| Keown | Yes |
| Burden | Yes |
| Jones | Yes |

And said motion was unanimously adopted, and it is so ordered.

Recommendation by Judge Jones that the Court approve to hire Joann Minton, pursuant to Executive Order No. 2009-12-0820, as part-time Adult Day Care Social Aide at the Ohio County Senior Center effective September 1, 2009 at a rate of \$8.75 per hour (order on file in Executive Order Book, Clerk’s office).

Roll call vote:

| | |
|----------|--------|
| Minton | Absent |
| Bullock | Yes |
| Robinson | Yes |
| Keown | Yes |
| Burden | Yes |
| Jones | Yes |

And said recommendation was unanimously approved, and it is so ordered.

Motion made by Esq. Keown that the Court approve to add 3,168’ (.6 mi) x 30’ wide of Wilkens Hill Lane, serving four families, to the county road system; provided the County Road Supervisor inspects and approves the condition of the road and proper easements are obtained.

The motion was seconded by Esq. Robinson and after discussion of said motion the vote being called for was as follows:

| | |
|----------|--------|
| Minton | Absent |
| Bullock | Yes |
| Robinson | Yes |
| Keown | Yes |
| Burden | Yes |
| Jones | Yes |

And said motion was unanimously adopted, and it is so ordered.

Motion made by Esq. Keown that the Court approve to add the following projects to the prioritization list for new waterline expansions or additions:

| Road Name | Distance | Size of line | Estimate |
|----------------|------------|--------------|----------|
| Midkiff Haynes | 2,600 feet | 2” or 3” | \$11,000 |
| Cane Ford | 2,500 feet | 2” or 3” | \$9,510 |

The motion was seconded by Judge Jones and after discussion of said motion the vote being called for was as follows:

| | |
|----------|--------|
| Minton | Absent |
| Bullock | Yes |
| Robinson | Yes |
| Keown | Yes |
| Burden | Yes |
| Jones | Yes |

And said motion was unanimously adopted, and it is so ordered.

Motion made by Esq. Bullock that the Court approve to pay the \$2,500 line-item appropriation to the Ohio County Fair Association.

The motion was seconded by Esq. Keown and after discussion of said motion the vote being called for was as follows:

| | |
|----------|--------|
| Minton | Absent |
| Bullock | Yes |
| Robinson | Yes |
| Keown | Yes |
| Burden | Yes |
| Jones | Yes |

And said motion was unanimously adopted, and it is so ordered.

Motion made by Esq. Robinson that the meeting is adjourned.

REGULAR

25

AUGUST

2009

The motion was seconded by Esq. Keown and after discussion of said motion the vote being called for was as follows:

| | |
|----------|--------|
| Minton | Absent |
| Bullock | Yes |
| Robinson | Yes |
| Keown | Yes |
| Burden | Yes |
| Jones | Yes |

And said motion was unanimously adopted, and it is so ordered.

Meeting is adjourned.

David Jones, Judge Executive

Cheryl Morris, Fiscal Court Clerk